IN THE HIGH COURT OF JUDICATURE
FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR.

O R D E R

S.B. CIVIL WRIT PETITION NO.930/2006.

Dhanna Lal
Vs.
State of Rajasthan & Ors.

Date of order : 13/11/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Shri Anoop Agrawal for the petitioner.

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BY THE COURT:-

Having heard the learned counsel for the petitioner for some time, I find that the dispute whether the petitioner is entitled to claim tenancy in succession or respondent No.4 and whether at all the tenancy is inheritable, requires determination of contentious issues. This controversy cannot be appropriately gone into and adjudicated upon in writ jurisdiction.

2) Learned counsel for the petitioner at this stage sought permission of this court to withdraw the writ petition with the liberty to approach the civil court for redressal of his grievance on the prayers which have been made in this writ petition.

3) He is permitted to do so.

The writ petition is therefore dismissed with the liberty to the petitioner to file a civil suit.

(MOHAMMAD RAFIQ), J.

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